

## TEMKIN WIELGA & HARDT LLP

1900 Wazee Street, Suite 303  
Denver, Colorado 80202

Joseph G. Middleton  
Direct: (303) 382-2906  
middleton@twhlaw.com

Phone: (303)292-4922  
Fax: (303)292-4921  
[www.twhlaw.com](http://www.twhlaw.com)

August 26, 2013

### VIA EMAIL & REGULAR MAIL

Vicki Ferguson  
Regional Freedom of Information Officer  
United States Environmental Protection Agency  
Region 8, Mailcode: 8-OC  
1595 Wynkoop Street  
Denver, CO 80202-1129  
E-mail: [Ferguson.vicki@Epa.gov](mailto:Ferguson.vicki@Epa.gov)

Re: Freedom of Information Act Request

Dear Ms. Ferguson:

Pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552, the United States Environmental Protection Agency's ("EPA") FOIA implementing regulations, 40 C.F.R. Part 2, and any other applicable federal statutes, rules and regulations, Temkin Wielga & Hardt, LLP ("TWH"), on behalf of New Mission LLC, hereby requests the following records<sup>1</sup> from EPA:

1. All records related to the approval of EPA's Time Critical Removal Action at the Widefield PCE Site, Security, El Paso County, Colorado.
2. All records related to EPA's request for a ceiling increase dated June 20, 2013, for the Time-Critical Removal Action at the Widefield PCE Site, Security, El Paso County, Colorado.
3. All records related to all meetings between EPA and the Security Water District.

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<sup>1</sup> "Records" as used herein is employed in its broadest sense and includes, but is not limited to, the original, each draft, and any non-identical copies of any written, recorded, electronic or graphic material of any kind, whether prepared by you or by any other person, that are in your possession, custody, or control or that of your agents, attorneys, or accountants.

Regional Freedom of Information Officer  
U.S. EPA, Region 8  
August 26, 2013  
Page 2

If any part of this/these record(s) is not produced based on a claim of privilege or other exemption from disclosure, please prepare a privilege and/or exemption log describing, at a minimum: (i) the type of record withheld; (ii) the dates of creation of the record; (iii) the subject of the record; (iv) identity of the author and all recipients of the record; (v) the names of all people, entities and locations referenced in the record; and (vi) a detailed description of the basis upon which EPA is withholding the record and which specific statutory and regulatory provisions support the withholding. To the extent any responsive documents are withheld based upon a claim of privilege or exemption, please produce redacted copies of all non-privileged or non-exempt material contained within such documents.

Please contact me with any inquiries, notices or determinations at the address or telephone number above (or at 303-382-2906) or by email at [middleton@twhlaw.com](mailto:middleton@twhlaw.com).

Sincerely,



Joseph G. Middleton

JGM